

PLEASE NOTE: This hearing schedule is subject to frequent revision, so please check this web site to confirm hearing dates. Assignment of hearing examiner is also subject to change. When Montgomery County Public Schools are closed due to the weather, please call OZAH at 240-777-6660 to confirm that scheduled hearings will be held.

**OFFICE OF ZONING AND ADMINISTRATIVE HEARINGS
MONTGOMERY COUNTY, MARYLAND
HEARING SCHEDULE**

June 24, 2003

Carrier	<u>Friday, June 27, 2003</u>			
	BOA S-2476	9:30 a.m.	BOA Referral	(2 nd Fl HR, COB)
Tierney	<u>Monday, June 30, 2003</u>			
		9:30 a.m.	BOA Referral	(2 nd Fl HR, COB)
	<u>Tuesday, July 1, 2003</u>			
				(2 nd Fl HR, COB)
	<u>Wednesday, July 2, 2003</u>			
	BOA S-2517 (OZAH 02-25)			(7 th Fl CHR, COB)
Podolsky	<u>Monday, July 7, 2003</u>			
	<u>Tuesday, July 8, 2003</u>			
	BOA S-2527 (OZAH 02-34)	9:30 a.m.	BOA Referral	(2 nd Fl HR, COB)
	BOA S-2528 (OZAH 02-35)			
	BOA S-2529 (OZAH 02-36)			
Carrier	<u>Thursday, July 10, 2003</u> (Originally scheduled 3/12//03, 5/12/03)			
	G-805	9:30 a.m.	East Silver Spring	(2 nd Fl HR, COB)
Podolsky	<u>Monday, July 28, 2003</u>			
	<u>Tuesday, July 29, 2003</u>			
	<u>Wednesday, July 30, 2003</u>			
	<u>Friday, August 1, 2003</u>			
	BOA S-2527 (OZAH 02-34)	9:30 a.m.	BOA Referral	(2 nd Fl HR, COB)
	BOA S-2528 (OZAH 02-35)			
	BOA S-2529 (OZAH 02-36)			

Carrier	<u>Wednesday, July 30, 2003</u>	9:30 a.m.	BOA Referral	(???)
	<u>Thursday, July 31, 2003</u>			(2 nd Fl HR, COB)
	<u>Friday, August 1, 2003</u>			(2 nd Fl HR, COB)
	BOA S-2351A, A-5784, A-5794, A-5832, A-5886 (OZAH 03-58)			

Carrier	<u>Monday, July 21, 2003</u>			
	<u>Tuesday, July 22, 2003</u>			
	G-808	9:30 a.m.	Bethesda CBD	(2 nd Fl HR, COB)

Carrier	<u>Monday, September 8, 2003 (TENTATIVE)</u>			
	G-809	9:30 a.m.	Potomac Subregion	(2 nd Fl HR, COB)

Carrier	<u>Tuesday, October 7, 2003 (TENTATIVE)</u>			(2 nd Fl HR, COB)
	<u>Wednesday, October 8, 2003</u>			(??? HR, COB)
	G-810	9:30 a.m.	North Bethesda/ Garrett Park	

POSTPONED INDEFINITELY

BOA S-2480 (OZAH 01-13)	BOA Referral
BOA S-2482 (OZAH 02-5)	BOA Referral

Guide to locations:

- 2nd Fl HR, COB = Davidson Memorial Hearing Room adjacent to OZAH office, Room 200, Council Office Building, 100 Maryland Ave., Rockville
- 3rd Fl CHR, COB = 3rd floor Council Hearing Room, Council Office Building, 100 Maryland Ave., Rockville
- 3rd Fl CCR, COB = 3rd floor Council Conference Room adjacent to 3rd floor Council Hearing Room, Council Office Building, 100 Maryland Ave, Rockville
- 7th Fl CHR, COB = 7th floor Council Hearing Room, Council Office Building, 100 Maryland Ave., Rockville

Case No.	Description	Requested From	Zoning To
G-805 (Filed: 11/08/02)	Martin J. Hutt, Attorney for Hemingway Homes, LLC, Applicant. Property known as Lots 1 and 2, Herbert R. Hardisty Subdivision, Plat No. 4751, located at 438 E. University Boulevard, Silver Spring, consisting of 34,302 square feet, in the 13 th Election District.	R-60	RT-15 (see 1/22/03 letter)
G-806 (Filed: 12/16/02)	Rodgers Consulting, Inc. on Behalf of Adventist Healthcare, Inc., FFTM I, Limited Partnership, and King Farm Partnership, LLP, Applicants. Property known as Part of the Property of Adventist Healthcare, Inc., recorded in Land Records in Liber 20628 at Folio 029 and consisting of 142.8 acres; Part of the Property of FFTM I Limited Partnership, Liber 13121 at Folio 093 and consisting of 13.0 acres; and Part of the Property of John W. Gosnell, et al., Liber 10668 at Folio 313 and consisting of 127.7 acres, all located in the Cabin Branch Community defined by 1-270 on the east, Old Baltimore Road on the south, A-304 on the west, and the present alignment of Clarksburg Road on the north, in Clarksburg, in the 2 nd Election District.	RE-1/TDR RMX1/TDR & I-3	MXPB
G-808 (Filed: 3/12/03)	Stephen Z. Kaufman and Yum Yu Cheng, Attorneys for Laurence H. Lipnick and Battery Lane, LLC, Applicants. Property known as part of Lot 48, Block 2, Northwest Park Subdivision, in the northwest quadrant of Woodmont Avenue and Battery Lane, located at 4811 Battery Lane, Bethesda, consisting of 21,101 square feet in the 7 th Election District.	C-T	PD-75
G-809 (Filed: 5/9/03)	Jody S. Kline, Attorney for Maria Ruth Burley, Applicant. Property known as Parcels 361 and 417, located at 10401 and 10525 Seven Locks Road, Potomac, consisting of 5.23621 acres in the 10 th Election District.	R-90	R-T 8 (Opt)
G-810 (Filed: 6/12/03)	Patricia A. Harris, Attorney for Twinbrook Commons, L.L.C. and the Washington Metropolitan Area Transit Authority, Co-Applicants, requests reclassification from the R-90 and I-4 Zones to the TS-R Zone of property known as the Twinbrook Metro Property, Blocks A, 8, 9 and 24, Parcels A & B, Part of Parcel A, Part of Lots 3-8, Lot 13 and a portion of Lot 14, Spring Lake Park Subdivision, located immediately adjacent to the Twinbrook Metro Station and bounded by Twinbrook Parkway to the east; the CSX and Metrorail tracks to the west; Wicomico Avenue and Parklawn Drive to the south and Ardennes Avenue to the north, Rockville, consisting of 16.32 acres in the 4 th Election District.	R-90 & I-4	TS-R
G-811 (Filed: 6/20/03)	Joav Steinbach, Applicant. Property known as Parcel N109, Tax Map EU341, located east of Dawson Road between MD Route 118 (Germantown Road) and Liberty Mill Road, north of the Germantown Train Station, in the Liberty Heights Subdivision, Germantown, consisting of 1.8424 acres in the 2 nd Election District	R-200	RT-6 (Opt)

- BOA S-2471 Referral from Board of Appeals: Stephen J. Orens, Attorney for Kids N Care Learning Center, LLC,
OZAH 02-2 requests special exception to permit construction and operation of two-story child day care center for maximum of 47 children between infancy and 12 years, five employees, parking facility
- BOA S-2476 Referral from Board of Appeals: C. Robert Dalrymple and Anne C. Martin, Attorneys for
OZAH 02-16 Safeway, Inc., Petitioner, request special exception to permit construction and operation of an automobile filling station on property known as Part of Parcel A, Cloverly Subdivision, located at 15421 New Hampshire Avenue, Silver Spring, in a C-1 Zone.
- BOA S-2480 Referral from Board of Appeals: Susan W. Carter, Attorney for Connie Lucas, requests a
OZAH 01-13 Special Exception to permit the construction and operation of a group home for up to 15 elderly residents at property known as Lot 4, Jackson's Addition to Spencerville subdivision, located at 16434 Batson Road, Spencerville, Maryland, in the Rural Cluster Zone.
- BOA S-2482 Referral from Board of Appeals: John F. McCabe, Jr., Attorney for Montgomery County
OZAH 02-5 Career Firefighters' Association, Inc., Petitioners, request special exception to permit the construction and operation of a private club on property known as Part of Parcel 960, located at 24100 Stringtown Road, Clarksburg, Maryland, in the RDT Zone.
- BOA S-2517 Referral from Board of Appeals: Jody S. Kline, Attorney for Damascus Sports Association,
OZAH 02-25 Inc., Petitioner, requests a special exception to permit the construction and operation of a youth athletic facility to operate year-round with the greatest use of the fields on Saturdays and will consist of nine playing fields; several large multi-use practice areas; a concession stand; bleachers on one of the large fields; two parking lots; installation of lighting on the football field and two on the baseball/softball fields; and parent volunteers to assist with all activities. The subject property is Outlots E and F, Block 1, Parcel 333, Howard Chapel Terrace Subdivision, located at Howard Chapel Drive, Damascus, Maryland, in the RDT Zone.
- BOA S-2527 Referral from Board of Appeals: Erica Leatham, Attorney for Twin Ponds Farm, LLC,
OZAH 02-34 Petitioner, requests a special exception to permit the operation of a wholesale nursery. The petitioner proposes to plant nursery stock for sale to landscape contractors on 7.7 acres of the approximately 77-acre subject property. The proposed hours of operation are Monday through Friday during daylight hours, and will be staffed with employees from the petitioner's landscape contracting business. The subject property is Parcel P400, located at 15315 Mt. Nebo Road, Poolesville, Maryland, in the RDT Zone. This case will be heard in conjunction with the petitioner's Special Exception Case No. S-2528, - Landscape Contractor, and Case No. S-2529, - Manufacturer of Mulch and Composting
- BOA S-2528 Referral from Board of Appeals: Erica Leatham, Attorney for Twin Ponds Farm, LLC,
OZAH 02-35 Petitioner, requests a special exception to permit the operation of a landscape contracting business. The subject property is Parcel P400, located at 15315 Mt. Nebo Road, Poolesville, Maryland, in the RDT Zone

BOA S-2529 Referral from Board of Appeals: Erica Leatham, Attorney for Twin Ponds Farm, LLC,
OZAH 02-36 Petitioner, requests a special exception to permit the manufacture of mulch and composting. The petitioner proposes to manufacture mulch and compost for sale on approximately 9 acres of the 77-acre subject property. The proposed hours of operation are Monday through Friday from 7:00 a.m. to 8:00 p.m., and will be staffed with employees from the petitioner's landscape contracting business and the tenant farmer. An existing pole barn will be used for storage of the composted material. The subject property is Parcel P400, located at 15315 Mt. Nebo Road, Poolesville, Maryland, in the RDT Zone.

HRC REH-02950: Referral from Commission on Human Rights: **Montgomery County Commission on Human Rights v. Privacy World at Glenmont MetroCentre**
OZAH 03-56 and
REH-03099: **Elaine Walker v. Privacy World at Glenmont MetroCentre**: Complaint of source of income
OZAH 03-57 discrimination

BOA S-2351A: Referral from Board of Appeals: Stanley D. Abrams, Attorney for Mid-Atlantic Petroleum
A-5787, A-5794, Properties, LLC, requests modification to existing special exception to permit operation of
A-5832, A-5886 automobile filling station, convenience store and accessory carwash; reapprove 8 parking
OZAH 03-58 spaces at Middlebrook Road; provide existing ATM machine w/small canopy along front wall of convenience store; provide existing stone patio & fountain to right of building & exit door from building; install a stormwater system underground & replaced with 36 parking spaces; delete 3 parking spaces in front of convenience store; modify interior floor plan to reflect as built conditions; submit revised as built lighting & landscape plans. Property is Parcel E, Germantown Industrial Center Subdivision, located at 12301 Middlebrook Rd, Germantown in I-1 Zone. Petitioners: Mid Atlantic Petroleum Properties, LLC(S-2351-A); A-5794, appeal of Carlos Horcasitas, appeal of stop work order. Norman G. Knopf, Attorney for Brooke Venture, LLC, requests appeals: A-5787, appeal of issuance of building permit; A-5832, appeal Of lifting of stop work order; A-5886, appeal of decision not to issue stop work order and Not to revoke building permit